(3)

CF 306

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

FIRST APPEAL NO. 172/2003 Single Bench

APPELLANT
DEFENDANT : Gurcharan Singh, aged 50 years, S/o Hukum Singh, Proprietor of Nirman Tailors, Jawahar Chowk, Durg (C.G.)

-VERSUS-

RESPONDENTS
PLAINTIFFS :

1. Smt. Prem Bai, aged 93 years, Widow of Late Dharmlal Shrivastava, R/o Jawahar Chowk, Durg (C.G.)

2. Radheshyam Shrivastava, aged 60 years, S/o Dharmlal Shrivastava, R/o Jawahar Chowk, Durg (C.G.)

P. R. No. 1922/03
Presented by Shri S.N.V. Kalyan Sinha
dated 26/06/03

Valuation of appeal : Rs. 300/-
Court fees paid : Rs. 30/-

FIRST APPEAL UNDER SECTION 96 OF THE CODE OF CIVIL PROCEDURE

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(32)

आदेश पत्रक

मामला क्रमांक F.A. 172/ सन् 2005

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	12.05.2004 Shri Rajeev Shrivastava, Counsel for the appellant. Shri H.B.Agrawal, Counsel for respondents. Heard finally. Learned counsel for the appellant submits that Trial Court while dismissing the suit on merits has recorded the findings regarding bona fide need and on other issues. It is submitted that subsequent to the dismissal of the suit the matter has been filed before the Rent Controlling Authority, which is pending. Counsel for both the parties submit that the appeal can be disposed of with a direction to the Rent Controlling Authority to decide the matter on its own merits in accordance with law without being influenced by any of the observations made by learned Addl. District Judge, Durg. Having considered the facts and circumstances of the case and material on record and further in view of the submissions made by the counsel for the parties, it is directed that the Rent Controlling Authority shall decide the matter on its merits in accordance with law without being influenced by any of the observations made by learned Addl. District Judge, Durg in the impugned judgment and decree. With the aforesaid observation, the appeal is disposed of. Consequently, M.(C).P.No.1363/03 for stay also stand disposed of. **Sd/-** **Fakhruddin** **Judge**	

Anjani

[पीछे देखिये